

AO 440 (Rev. 12/09) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Central District of California

SHONNA COUNTER

*Plaintiff*

v.

South Coast Plaza, a California Corporation;  
Ruby's Diner South Coast Plaza, a California Limited Partnership; Ruby's Diner,  
Inc., a California Corporation; and Does 1-10

*Defendant*

Civil Action No. 8:19-cv-00092-DOC (KESx)

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

South Coast Plaza, a California Corporation  
c/o Mark L. Helm  
3315 Fairview Road Costa Mesa CA 92626 OR  
6220 E Teton Ave, Orange, CA 92867

Ruby's Diner South Coast Plaza, a California Limited Partnership  
c/o Douglas S. Cavanaugh  
660 Newport Center Drive Suite 850 Newport Beach CA 92660 OR  
25 Golden Eagle, Irvine, CA 92603

Ruby's Diner, Inc., a California Corporation  
c/o Doug Cavanaugh  
201 Shipyard Way Suite E Newport Beach CA 92663 OR  
25 Golden Eagle, Irvine, CA 92603

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Chris Carson, Esq., SBN 280048  
Center for Disability Access  
PO Box 262490, San Diego, CA 92196-2490  
9845 Erma Road, Suite 300, San Diego, CA 92131-1084  
Phone: (858) 375-7385

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

*E. Liburda*



Date: 01/18/2019

Signature of Clerk or Deputy Clerk

Civil Action No. 8:19-cv00092-DOC (KESx)

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*: \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc: